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# The Pensacola Journal.

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erage Daily Cir-  
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5,980

THE WEATHER: Fair Saturday and Sunday; Light Variable Winds.

VOL. IX NO. 126.

PENSACOLA, FLORIDA, SATURDAY MORNING, MAY 26, 1906.

PRICE 5 CENTS

## INDICTMENTS RETURNED AGAINST FERTILIZER MEN

Eighty Manufacturers Held Under  
Bond for Trial by Federal  
Grand Jury.

### TRIALS IN OCTOBER

Conspiracy and Violating Provi-  
sions of Sherman Law.

WITNESSES IN STANDARD OIL  
COMPANY INVESTIGATION TELL  
OF REPREHENSIBLE METHODS  
EMPLOYED BY THAT CONCERN  
TO DISPOSE OF BUSINESS  
COMPETITORS.

By Associated Press.

Nashville, May 25.—The federal grand jury, which has been investi-  
gating the alleged fertilizer trust  
for the past four weeks to-day re-  
turned and indictment against about  
eighty fertilizer manufacturers, in-  
cluding a number of local men.

Defendants will be required to ex-  
ecute bonds for their appearance at  
the October term of the court in this  
city, where the cases will be tried.  
Six counts in the indictment are  
in a double series of three each, the  
first two charges being conspiracy  
and the third violation of section  
6440 of the revised statutes, to com-  
mit the offense of engaging in a  
combination defined by the Sherman  
law.

The punishment under the section  
named is two years imprisonment  
and ten thousand dollars fine.  
The style of the case on the docket  
is United States vs. Virginia  
Carolina Chemical Co. and others.

DISCLOSE METHODS OF  
STANDARD OIL COMPANY

Cleveland, May 25.—Frank B. Fret-  
ter, of the National Refining Co., was  
again on the stand to-day in the Stan-  
dard Oil Co. investigation. He said  
that for more than three years he  
had difficulty in making shipments  
from Memphis to Arkansas points,  
the delay being as high as sixty  
days. He found that agents of the  
railroads and also agents of the  
Waters-Pierce Oil Co. had delibera-  
tely sidetracked shipments to destroy  
his trade. His company lost many  
customers, who despaired of getting  
prompt service, bought of the Stan-  
dard.

George A. Lane, before 1901 an  
employee of the Standard said his  
business for the Standard was to  
drive out independent dealers. He  
was told if he could not do the job  
some one else would be secured who  
could put the Standard's competitors  
out of business. He said: "I suc-  
ceeded in driving out all the competi-  
tors in a dozen places in northern  
Ohio, the only failure being made in  
Youngstown, where a man named  
Fahey stuck it out, notwithstanding  
that we spent as high as six dollars  
a gallon to give oil away. We re-  
presented ourselves as independents  
but got our supplies from the Standard."

## COMMENCEMENT AT MARIANNA

JACKSON COUNTY HIGH SCHOOL  
EXERCISES HAVE BEEN CON-  
CLUDED.

Special to The Journal.

Marianna, May 25.—The Jackson  
County High School commencement  
is over. Last night ended the lighter  
part of the exercises and today the  
exercises were finished.

Tuesday night the students pre-  
sented Mother Goose and other nur-  
ery rhymes. Messrs. Milton and  
Hantz Smith were great as "Jack  
Jump Over the Candle Stick" and  
"Simple Simon." Orion Davis was a  
goose (in the piece) and all parts were  
well played even to the part of the  
rat in the "House that Jack Built,"  
whose tail was so long that it was in  
his way.

Wednesday night several musical  
selections were well rendered by  
scholars of Mrs. Bishop's music class  
and Mrs. Bishop gave a selection her-  
self that was enjoyed by all. Miss  
Margaret L. Smith and Mr. Cepha-  
L. Wilson, Jr. played Cinderella and the  
Prince and did ample justice to their  
parts. Mr. George Robinson took the  
part of the step-father and a better  
one for the part could not have been  
chosen. Eleanor Daffin is as pretty a  
little fairy as any one could wish to  
see.

Last night the 8th and 9th grades  
presented the "Country Scientific  
School."

## TURBULENT DAY IN LOWER HOUSE

Cooper and Hepburn Lock Horns  
Over Question of Veracity—  
Rate Bill Sent to Joint  
Conference.

By Associated Press.

Washington, May 25.—The question  
of veracity arose in the house today  
between Representatives Cooper, of  
Wisconsin, and Hepburn, of Iowa, con-  
cerning a conversation which Hep-  
burn is said to have had with a mem-  
ber of the senate, in which certain  
amendments to the railroad rate bill  
were discussed. The two represen-  
tatives became very angry and glared  
at each other fiercely.

The house was turbulent during con-  
sideration of the rule sending the rate  
bill to conference, many of the mem-  
bers fearing a rule to disagree to the  
senate amendment might give the con-  
ference an opportunity to vote out the  
express company, pipe lines and sleep-  
ing car amendments.

With assurances that the wishes of  
the house would be considered on all  
amendments the rule was adopted.  
25 republicans voting with the dem-  
ocrats, taking the position that they  
would like to vote to confer in the  
senate amendments.

The remainder of the day was de-  
voted to pension legislation.

## PETER CONELLY PAINFULLY CUT

GEORGE BALL IS ARRESTED AND  
IN JAIL CHARGED WITH  
THE CRIME.

Peter Connelly one of the crew of  
the boat Frances Louise was painfull-  
ly cut last night with a knife in an  
affray on Main street. George Ball,  
a character well known in police cir-  
cles is in the city jail charged with  
the crime.

The patrol wagon was immediately  
summoned and Connelly was conveyed  
to police headquarters. City Physi-  
cian Pierpont was called and dressed  
Connelly's wound, which is on the  
left side, about four inches below  
the nipple. It was necessary to give  
the wounded man opiates to relieve  
his suffering.

Dr. Pierpont ordered the injured  
man conveyed to a hospital, as his  
condition is such that close and prop-  
er attention is deemed necessary. It  
is more than likely that Connelly was  
sent to the marine hospital.

Connelly stated that Ball has had it  
in for him for some time and last  
night they met. Ball, according to  
the wounded man's statement applied  
an epithet that usually means fight,  
and was hit in the face, and immedi-  
ately pulled his knife and stabbed  
Connelly.

Captain Fondebilla arrested Ball  
and is personally investigating the  
affray of last night.

## SUMMARY OF THE WEATHER

The weather for this season of the  
year continues cool and pleasant. The  
maximum temperature yesterday was  
74 degrees at 2:40 p. m. and the mini-  
mum 66 degrees at 5 a. m.

Observer Reed in his summary of  
the weather yesterday said:

"The Florida disturbance has  
diminished somewhat in intensity  
and remained practically stationary;  
in consequence, rains have continued  
in the Gulf and South Atlantic states.  
The western depression has moved  
slowly eastward into Nebraska and  
Kansas, causing a continuance of  
showery weather in the upper Mis-  
sissippi and Missouri valleys and  
over the northern Rocky Mountain  
districts. Rain is also falling from  
central California northward under  
the influence of another 'low' on the  
north Pacific coast.

Occasional rains with light vari-  
able winds may be expected over this  
vicinity to-night and Saturday."

MRS. JEFFERSON DAVIS  
CONTINUES TO IMPROVE

By Associated Press.  
New York, May 25.—Continued im-  
provement is reported in the condi-  
tion of Mrs. Jefferson Davis.

## FISHING VESSELS WERE IN MEXICAN WATERS

### AGRICULTURAL BILL PASSED SENATE

Amendment Adopted Providing for  
Inspection of Meat for  
Domestic Use.

By Associated Press.

Washington, May 25.—The senate  
today passed the agricultural ap-  
propriation bill, carrying seven million  
dollars. Without words of debate or  
objection the bill was amended pro-  
viding for the inspection of fresh  
meats intended for domestic consump-  
tion. The amendment requires that  
acceptable meats be labeled and au-  
thorizes their destruction of condemn-  
ed meats. It also authorizes the in-  
spection of all animals before they  
enter the packing houses, requires  
those establishments to be maintain-  
ed in a sanitary condition, gives in-  
spection access to all departments and  
forbids interstate commerce in fresh  
meats not marked by an inspector.  
The expense of inspection is to be  
borne by the owners of the packing  
houses and a fine of ten thousand dol-  
lars and imprisonment for two years  
were fixed as penalties for violation.

### ZELIUS HOLDING TIGHT AS EVER

COUNCIL'S REQUEST FOR HIS  
RESIGNATION IS RECEIVING  
LITTLE ATTENTION AT  
PRESENT.

Alex Zelius has not yet tendered  
his resignation as a member of the  
Board of Public Works. In fact ac-  
cording to statements of friends  
of the chairman of the board he does  
not intend to resign.

Mr. Zelius is reticent as ever con-  
cerning his intentions. He may give  
out some information regarding the  
question at the meeting of the Board  
of Public Works Monday afternoon,  
either in the way of a reply to the  
request of the council for his resigna-  
tion or otherwise.

When Seizures Were Made Ac-  
cording to Reply of Mexican  
Government.

Mexico Determined to Reserve  
Campeche for Mexicans.

STATE DEPARTMENT CAN DO  
NOTHING FURTHER IN THE  
PREMISES PENDING DECISION  
OF THE MEXICAN COURTS—IS-  
LANDS AND REEFS BELONG TO  
MEXICO.

By Associated Press.

Washington, May 25.—The state de-  
partment has received through Mexi-  
can Minister of Foreign Affairs Maris-  
cal, a reply of Mexico to the inquiry  
from the department as to grounds  
for the seizure of American fishing  
schooners from Pensacola, Mobile and  
Galveston.

The minister notes the exact spots  
by latitude and longitude where the  
seizures were made. Consultation of  
charts makes it appear, if the loca-  
tions are correct, that the American  
boats were undoubtedly within Mexi-  
can waters. The fact is referred to  
that Mexico is determined to reserve  
the waters of Campeche, as also other  
localities, for its own fishermen.

Within these waters are many  
islands and reefs, miles distant from  
the Mexican shore line, but according  
to the department's construction,  
these islands are within the territorial  
rights of Mexico.

Therefore there is apparently noth-  
ing to do but await the decision of the  
Mexican courts.

### HAS NEW PREMIER BEEN APPOINTED?

By Associated Press.

St. Petersburg, May 25.—A rumor  
which it is impossible to confirm in  
the lobbies of parliament is that Pre-  
mier Goremykin has resigned and has  
been succeeded by M. Shipoff, of Mos-  
cow. It is also reported that Prince  
Trusoff has been appointed minister  
of the interior.

### CONSIDERED THE INJUNCTION BILLS

Capt. O'Brien Presented Resolu-  
tion of Pensacola Organiza-  
tions to Committee.

Special To The Journal.

Washington, May 25.—By a vote of  
9 to 9 the house committee on judi-  
ciary today refused to send the anti-  
injunction bills to a sub-committee  
with instructions to report to the full  
committee on the constitutionality of  
the legal proposition involved. The  
status of the bill is not affected by the  
action.

Capt. E. O'Brien, of Pensacola, who  
is in Washington, looking after the in-  
terests of the Pensacola labor organi-  
zations, today presented to the house  
judiciary committee an injunction res-  
olution unanimously adopted by a joint  
session of the labor organizations of  
Pensacola. The hearing had closed  
but through the persistent efforts of  
Capt. O'Brien the committee permitted  
him to present the resolution, with re-  
marks.

### CORNELL WON FROM HARVARD

By Associated Press.

Boston, May 25.—Cornell won the  
second annual boat race with Har-  
vard this afternoon by about three  
lengths. The distance was 17-3 miles  
and the time, Cornell, 10:41 3-5; Har-  
vard 10:52. Cornell gained a slight  
lead early in the race and kept it till  
the end.

CHARGED WITH SERIOUS  
CRIME IN GEORGIA

A negro arrested here some time  
ago on a minor charge by a deputy  
sheriff is wanted in Georgia. It is  
said that the correct name of the ne-  
gro is Rausbaum and that he is  
wanted in Wilkes, Ga., on a charge  
of murder. Authorities in the state  
of Georgia have been notified. Raus-  
baum was known here as Coleman.

## CHURCH UNION SENTIMENT WAS HIGH AT DES MOINES.

### DAMAGES AND INJUNCTIONS ASKED

Case With a Tinge of Human In-  
terest Filed in Circuit  
Court.

HUSBAND IS ENJOINED FROM  
SELLING COWS, PROPERTY OF  
HIS FAMILY—SUIT FOR HEAVY  
DAMAGES AGAINST CITY OF  
PENSACOLA BY A FORMER FIRE-  
MAN.

Judge Carter of the circuit court will  
have a number of interesting cases to  
hear at the next term if the litigants  
continue to file suits in the office of  
Clerk McMillan as during the past  
few days. Several interesting causes  
were instituted yesterday.

Among the number is a rather pecu-  
liar and unique case. Susan Butler  
is the complainant and George W.  
Butler, the respondent. The cause  
which is a prayer for a perpetual in-  
junction, restraining the respondent  
from selling cows has a tinge of hu-  
man interest attached.

George W. Butler, the respondent,  
is the husband of the complainant,  
Susan M. Butler, and she alleges in  
the prayer for the injunction that he  
desires to sell or dispose of the cows.  
Complainant avers that the animals  
give a certain quantity of milk daily  
and her children are fed and clothed  
from the proceeds of the sale of the  
milk, and also that the milk is given  
to the children as drink and food.

Court Commissioner Charles M. Cos-  
ton after reading the petition and  
prayer, granted a temporary injunc-  
tion restraining respondent from sell-  
ing or disposing of the cows.

Charges Conspiracy.

Georgiana E. Kirk filed a prayer  
for an injunction asking that H. L.  
Mackey and W. L. Zachary be re-  
strained from taking possession of or  
disposing of certain property within  
the limits of the city of Pensacola.  
Complainant avers that the respon-  
dents entered into a conspiracy, and  
represented to an old woman who lives  
on the premises that they were only  
purchasing trees on the property, and  
she signed a conveyance deed to  
them the whole property. For the  
deed, complainant avers that the old  
woman was paid two dimes. Geor-  
giana E. Kirk claims that she is the  
owner of the property in question, and  
has a clear title to same, notwithstanding  
that the respondents filed a deed  
signed by the old woman mentioned.  
A perpetual injunction is prayed for.

Court Commissioner Coston granted  
a temporary injunction restraining re-  
spondents from disposing of or taking  
possession of the property.

O'Donovan Wants Damages.  
John O'Donovan, a former member  
of the Pensacola Fire Department  
sued against the City of Pensacola  
wherein he asks for \$7,500 damages.  
Plaintiff was injured while performing  
his duties as a fireman in the employ  
of the city.

No allegations are contained in the  
papers instituting the suit.

Other Suits.

The following suits in addition to  
those mentioned were filed yesterday:  
Frank C. Horton vs. John D. Den-  
ham, damages in the sum of \$800.

Lizzie P. Anderson vs. Charles R.  
Anderson, divorce.

Municipal Court.

Just five unfortunates faced Judge  
Laney in the police court yesterday.  
Thirty-five dollars and costs were as-  
sessed.

### CROSBY FREED ON DEMURRER

By Associated Press.

Kansas City, May 25.—Judge Mc-  
Pherson, in the federal court today  
sustained the demurrer to the indict-  
ment of George H. Crosby, former  
freight manager of the Burlington  
railroad, charged with conspiracy with  
conspiracy to grant freight rebates.  
Crosby was discharged. The deci-  
sion sustains the claim of the defense  
that the government failed to show  
conspiracy. Judge McPherson over-  
ruled a similar motion in the case  
against George L. Thomas and L. B.  
Taggart and the case was sent to the  
jury late today.

Enthusiastic Welcome Tendered  
Delegates from Cumberland  
Presbyterian Church.

### SMOOT'S REMOVAL

Asked of President and Senate by  
General Assembly.

COMMITTEE OF SOUTHERN  
PRESBYTERIANS AT GREEN-  
VILLE, DECIDES THAT DR.  
CALDWELL IS STILL PASTOR  
OF FORTH WORTH CHURCH,  
NOTWITHSTANDING SYNOD'S  
ACTION.

By Associated Press.

Des Moines, May 25.—Church  
union sentiment reached its height in  
the Presbyterian assembly here to-  
day when a delegation of seventeen  
commissioners from the Cumberland  
assembly, escorted by prominent  
members of this assembly and head-  
ed by Moderator Ira Landrith, of the  
Cumberland, marched into the church  
and to the platform, where they  
were welcomed by Moderator Cor-  
bett. The audience of nearly three  
thousand men and women cheered  
and applauded as they realized that  
at last the union of the two churches  
was an accomplished fact.

Ask Smoot's Removal.

Des Moines, May 25.—The general  
assembly today adopted a resolution  
urging the senate and the president  
to remove Senator Smoot from his  
place in the United States Senate.

ASSEMBLY COMMITTEE  
UPHOLDS DR. CALDWELL

Greenville, S. C., May 25.—The gen-  
eral assembly of the Southern Pres-  
byterian church today decided the  
matter of closer relations by refer-  
ring it, with all reports, to the Pres-  
bytery before final action by the as-  
sembly, which postpones action un-  
til next year.

Birmingham, Ala., was selected as  
the meeting place next May.

The committee to formulate the  
assembly decision in the Caldwell  
case reported to-day that the action  
of the assembly yesterday reverses  
the judgement of the Texas synod  
and that Dr. Caldwell is a member  
of the Fort Worth Presbyterian and  
pastor of the Fort Worth Presby-  
terian church, from which he was re-  
moved by the synod.

It is believed the assembly will ad-  
journ to-morrow.

### BOARD OF HEALTH HOLDS A MEETING

CASES OF INSPECTOR MARTIN  
AND DR. HERRON INVESTIGAT-  
ED AND ACTED ON.

The Board of Health met in special  
session yesterday at noon.

Mayor Bliss stated that he had been  
informed that Inspector Martin was  
not a qualified voter of the city when  
named as an inspector. An investiga-  
tion developed that the charge was  
true. The mayor suspended the in-  
spector. Since then Mr. Mar-  
tin has had his registration trans-  
ferred to precinct 13. The question of  
the legality of the transfer, after the  
registration books were closed has  
been referred to the city attorney for  
investigation and report. Pending  
this report the inspector will be paid  
off. Mayor Bliss paid a compliment  
to the ability and faithfulness of Mr.  
Martin.

The Dr. Herron case again came up.  
Dr. Herron was arrested on a charge  
of failing or refusing to allow a san-  
itary inspector to go through his resi-  
dence. He was adjudged guilty and  
fined \$25. The cause was to be ap-  
pealed, but no appeal has been filed,  
and the time has passed. Mayor Bliss  
was instructed to notify the chief of  
police to collect the fine. Sanitary  
ordinances are to be strictly enforced  
and the practice of throwing cans,  
boilers, etc., into the streets must  
stop, says the board.

### FIRE DESTROYS AMUSEMENT PARK

By Associated Press.

Cleveland, May 25.—Fire to-day  
practically destroyed the amuse-  
ment park known as White City, lo-  
cated on the shore of lake Erie, a  
few miles east of the city. Numer-  
ous buildings with their contents  
were wiped out and several firemen  
were injured. The loss is one hun-  
dred and fifty thousand dollars with  
little insurance.



A RAILROAD ITEM WORTH MAKING NOTE OF.